



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Group Art Unit: 1204

Examiner: Mr. Alan M. Siegel

In re PATENT APPLICATION of:

Applicants : Pascal PENNETREAU et al.)
Application No.: 08/549,322)
Filed : October 27, 1995)
For : PROCESS FOR THE)
PREPARATION OF 1-CHLORO-)
FLUOROETHANE AND/OR)
1,1-DIFLUOROETHANE)
Attorney Docket: SLVAY 0829)

LETTER

March 20, 1996

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In order to place the above-identified application in better form for examination, applicants present herewith a Preliminary Amendment including the revisions in the Amendments filed August 25, 1995 together with their corrected Remarks as set forth in the Letter filed September 28, 1995. In view of the enclosed Preliminary Amendment, favorable consideration is respectfully requested.

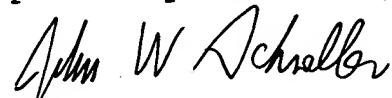
The Examiner's attention is also respectfully directed to the Decision of the U.S. Court of Appeals for the Federal Circuit in In re Ochiai, 37 USPQ2d 1127 (Fed.Cir. 1995) reversing the Board of Patent Appeals and Interferences and holding that the test of obviousness is statutory and that In re Durden or at d no general rule upon which the Patent and

\$None
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Trademark Office could possibly rely. The Solicitor of the U.S. Patent and Trademark Office has confirmed that the Office will accept the Ochiai Decision.

In view of the enclosed Preliminary Amendment the "Corrected Amendment" filed October 27, 1995 is unnecessary, and should not be considered.

Respectfully submitted,



John W. Schneller
(Registration No. 26,031)
SPENCER & FRANK
Suite 300 East
1100 New York Avenue, N.W.
Washington, D.C. 20005-3955
Telephone: (202) 414-4000
Telefax : (202) 414-4040

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